

**No. 4181-3Lab-III-67/16534.**—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the Management of M/s Plycast (Delhi) Private Limited, Faridabad.

BEFORE SHRI HANS RAJ GUPTA, PRESIDING OFFICER, LABOUR COURT,  
ROHTAK

REFERENCE No. 22 OF 1967

*between*

The workmen and the management of M/s Plycast (Delhi) Private Limited, Mathura Road, Faridabad.

*Present.*—Shri B. D. Santoshi, Vice-President of General Labour Union, Faridabad on behalf of the workmen.

Shri D. C. Bhardwaj, on behalf of management.

#### AWARD

An industrial dispute having arisen between the workmen and the management of M/s Plycast (Delhi) Private Ltd., Mathura Road, Faridabad, the Government of Haryana by means of their gazette notification No. 116-SF-III-Lab-67/ dated 3rd March, 1967, and in exercise of the powers conferred on them by Section 10(1)(c) of the Industrial Disputes Act, 1947, have referred to this Court for adjudication the matter mentioned below.—

Whether the termination of services of Shri Jai Dev was justified and in order?  
If not, to what relief/exact compensation is he entitled ?

Usual notices were issued to the parties and in response thereto the workmen filed a statements of their claim and the management filed their written statement. It was pleaded on behalf of the workmen that the services of the claimant Shri Jai Dev had been terminated by the management wrongfully with effect from 20th October, 1966 and therefore the claimant was entitled to re-instatement with full back wages and continuity of service. The management in their written statement pleaded that they had never terminated the services of the claimant Shri Jai Dev and that he is still borne on their rolls and they are prepared to take him back. Their case is that the claimant Shri Jai Dev is absenting himself from duty of his own accord as he is gainfully employed some where else. Shri D. C. Bhardwaj on behalf of the management made the following statement before this Court on 28th April, 1967:—

“We have not yet struck off the name of the claimant Shri Jai Dev from our rolls. The relationship of master and servant still subsists between the management and the claimant. We have never refused to give him duty. He is welcome to come at any time he likes and we will give him duty. He is absenting himself from duty of his own accord. As we have never terminated his services, the question of justification or otherwise of termination of his services does not arise.”

The following preliminary issue was framed in the case on 28th April, 1967 :—

Whether the present reference is competent in view of the pleadings of the respondent management ?

The case was fixed for arguments of both the parties for to-day. At to-day's hearing Shri B. D. Santoshi Vice-President of the General Labour Union, Faridabad was present on behalf of the workmen. Shri D. C. Bhardwaj, was present on behalf of the management. Shri B. D. Santoshi made the following statement before this Court to-day on behalf of the workmen :—

“In view of the position taken up by the management, we withdraw the claim on which the present reference is based. The claimant is prepared to go and join duty with the management, For the wages of the claimant for the period 20th October, 1966 onwards, the claimant would apply for those wages to the proper authority, The present reference may therefore be filed.”

In these circumstances there is nothing before this Court on which adjudication is required, The reference is filed,

The parties will bear their own costs of these proceedings.

This award is submitted to the Government of Haryana, Department of Labour, as required under Section 15 of the Industrial Disputes Act, 1947.

Dated : 17th May, 1967.

HANS RAJ GUPTA,

Presiding Officer,  
Labour Court, Rohtak.

No. 4643-3Lab-67/16610.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Chandigarh, in respect of the dispute between the workmen and management of M/s. Modi Synthetic Fibres Corporation, Yamuna Nagar.

BEFORE SHRI K. L. GOSAIN, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,  
CHANDIGARH

Reference No. 28 of 1967

Between

The Workmen and the management of M/s. Modi Synthetic Fibres Corporation, Yamuna Nagar.

Present :—

Shri R. L. Gupta and Shri K. R. Gupta, for the management.

Shri Madhusudhan Saran for the workmen.

#### AWARD

An Industrial Dispute having come into existence between the workmen and management of M/s Modi Synthetic Fibres Corporation, Yamuna Nagar, the same was referred for adjudication to this Tribunal under clause (d) of Sub-section 1 of Section 10 of the Industrial Disputes Act, 1947, —vide. Haryana Government Notification No 35-SF-III-Lab-57/2092, dated 20th January, 1967. The two items of dispute which are mentioned in the said notification are as under :—

1. Whether grade and scales of pay should be fixed for the different categories of workmen in the factory. If so, with what details?
2. Whether the termination of service of Shri Prem Chand was justified and in order? If not, to what relief/exact compensation the workmen is entitled?

Usual notices were issued to the parties and in response to the same the workmen filed their statement of claims and the management filed their written statement to the same. Necessary issues were then framed and parties were called up to produce their evidence in respect of the same. After the evidence of the parties concluded, their representatives addressed part of their arguments to me. Before the conclusion of the arguments, however, the parties arrived at a mutual settlement and produced before me the said settlement in writing which I marked as Ex. A. In terms of the said settlement I make my award as under :—

*Item No. 1 of the dispute.*—The management will give to all the workmen in the factory annual increments in their consolidated wages for three years only and the same will be on the following scales :—

	Rs
1. (a) Workmen drawing at present below Rs 80 per month ..	2 per month
(b) Daily rated workmen ..	2 per month
(c) Workmen drawing at present between Rs 80 to Rs 99 per month ..	3 per month
(d) Workmen drawing at present from Rs 100 to 120 per month ..	4 per month
(e) Workmen drawing at present above Rs 120 per month ..	5 per month

2. First increment will be granted to each of the workmen after the expiry of one year after the date of the last increment granted to each worker.

3. Those workmen who have not been granted any increment during the last one year will be granted the increment mentioned in para I above with effect from 1st July, 1967.

4. The workmen who have not completed one year's service will be granted increment as mentioned in para I above from the date they complete one year's service.

5. The demand of the workmen for fixation of grades and scales will stand withdrawn except to the extent stated above.

*Item No. 2 of the disputes.*—The demand which from the subject matter of this item has been withdrawn by the workmen and is dismissed as such on merits also the workmen had miserably failed to prove this demand.

No order as to cost.

Dated: 31st May, 1967.

K. L. GOSAIN,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Chandigarh.

No. 653 Dated, Chandigarh, the 31st May, 1967

The award is submitted to the Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required by Section 15 of the Industrial Disputes Act, 1947.

K. L. GOSAIN,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Chandigarh.

No. 4571-3Lab-67/16612.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act, No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Chandigarh, in respect of the dispute between the workmen and management of M/s Ellora Industries, Gurgaon :—

BEFORE SHRI K. L. GOSAIN, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,  
CHANDIGARH

Reference No. 36 of 1967

*Between*

The workmen and the management of M/s Ellora Industries, Gurgaon.

*Present.*—

Shri Ram Niwas, for the management.

Shri C. B. Kaushik, for the workmen.

#### AWARD

An Industrial Dispute having come into existence between the workmen and the management of M/s Ellora Industries, Gurgaon, the same was referred for adjudication to this Tribunal under clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, — vide Haryana Government Notification No. 140-SF-III-Lab-57/4675, dated 3rd March, 1967. The 2 items of dispute which are mentioned in the said notification are as under :—

- (1) Whether the termination of services of Sarvshri Ved Parkash Gupta and Ram Dev Dube is justified and in order? If not, to what relief they are entitled?
- (2) Whether the workmen are entitled to the grant of bonus for the years 1964-65 and 1965-66- If so, what should be the quantum of bonus and terms and conditions of its payment?

Usual notices were issued to the parties and in response to the same the workmen filed their statement of claims and the management filed their written statement to the same. Necessary issues were then framed, but before the evidence in the case could be recorded, parties arrived at mutual settlement in writing which they produced before me as Ex. A. Statements of the representatives of both the parties were recorded on 23rd May, 1967 and both stated that the dispute had been mutually settled between them on the terms and conditions contained in Ex. A. As desired by the parties I make my award in terms contained in Ex. A. which shall form a part and parcel of this award and shall be published as an annexure to the same. No. order as to cost.

Dated 31st May, 1967.

K. L. GOSAIN,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Chandigarh.

No. 654,

Dated 31st May, 1967

The award is submitted to the Secretary to Government Haryana, Labour and Employment Department, Chandigarh, as required by Section 15 of the Industrial Disputes Act, 1947.

K. L. GOSAIN,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Chandigarh.

#### ANNEXURE A

##### Agreement under Section 18 (1) of the Industrial Disputes Act, 1947

Name of the parties	..	Workmen and the management of M/s Ellora Industries, Mehrauli Road, Gurgaon.
Representing management	..	Shri Ram Niwas, authorised representative of the management.
Representing workmen	..	Shri C. B. Kaushik, General Secretary Engineering Mazdoor Union (Regd.) (INTUC), Gurgaon and authorised representative of the workmen concerned.

**Short Recital of the Case**

The Engineering Mazdoor Union, Gurgaon raised an Industrial Dispute as under :—

- (1) Re-instatement of Sarvshri Ved Parkash Gupta and Ram Dev Dubey.
- (2) Payment of Bonus for the years 1964-65 and 1965-66.

The above matter is pending for adjudication before the Presiding Officer, Industrial Tribunal Haryana, Chandigarh, — vide Reference No. 36 of 1967. The parties discussed the matter mutually and have come to an agreement on the following terms :—

**Terms of Agreement**

*Issue No. 1*—That the management agrees to pay and the workmen agree to accept the amount mentioned against their names in full and final settlement of their claims (including earned wages, retrenchment compensation and Bonus etc.) The amount in question would be paid to these workmen concerned by 16th May, 1967 in the factory premises :—

	Rs
(a) Shri Ved Parkash Gupta ..	150
(b) Shri Ram Dev Dubey ..	220

*Issue No. 2*—The management and the authorised Representative of the workmen have verified the Account Books of the Firm for the year 1964-65 and it is confirmed that no entitlement for Bonus for the year is made out. Hence it is agreed that the demand for bonus in respect for the year 1964-65 is hereby withdrawn.

The management agrees to pay and the workmen concerned in the dispute agree to accept fifteen days wages in full and final payment of their claim for payment of bonus for the year 1965-66 as claimed in the above reference.

It is further agreed that the union hereby withdraws both the claims under reference No. 36 of 1967 pending for adjudication before the Presiding Officer, Industrial Tribunal, Haryana, Chandigarh fixed for hearing on the 24th May, 1967.

Representing the Management.

(Sd.) RAM NIWAS.

Dated 28th April, 1967.

Witness—

1. Bishamber Dass.
2. Hira Lal.

Representing the workmen concerned.

(Sd.) C. B. KAUSHIK.

K. L. GOSAIN,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Chandigarh.

S. L. PURI, Under Secy

**REVENUE DEPARTMENT****WAR JAGIR**

The 8th June, 1967

No. 2035-R(IV)-67/1898.—In exercise of the powers conferred by sections 2(a) (1a) and 3(IA) of the East Punjab War Awards Act, 1948, the Governor of Haryana is pleased to make a grant of War Jagir of the annual value of Rs. 100 (Rupees one hundred only) in favour of the under-mentioned persons subject to such conditions as to its enjoyment as are contained in the respective Sanads of the Jagir granted to them:—

Serial No	District	Name of the grantee	PARTICULARS ABOUT HIS RESIDENCE	
			Village	Tehsil
1	Ambala	Shri Sant Ram, son of Shri Hakim Rai	House No. 7681 (Ward No. 4), Ambala City	Ambala
2	Do	Shri Nathu, son of Baru	Garnala	Do
3	Do	Shri Rachan Singh, son of Kartar Singh	Panjokhra	Do
4	Do	Shri Sadhu Singh, son of Mangta Singh	Shahabpura	Do
5	Do	Shri Benarsi Dass, son of Ramji Dass	Mulana	Do
6	Do	Shri Devi Dayal, son of Shri Daya Ram	108/109 RA, Bazar, Ambala Cantt.	Do
7	Do	Shri Naurata Ram, son of Paras Ram	Bara	Do
8	Do	Shrimati Wazir Kaur, daughter of Dalu Ram	Milk Sukhi	Jagadhri

These grants will take effect from Kharif 1965.